



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE RD
ARLINGTON, VA 22204

██████████
Docket No. 2627-26
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO ██████████, USN,
██████████

Ref: (a) Title 10 U.S.C. § 1552
(b) ALNAV 062/21, 2021-2022 Department of the Navy Mandatory COVID-19 Vaccination Policy, 30 Aug 21
(c) NAVADMIN 190/21, 2021-2022 Navy Mandatory Covid-19 Vaccination And Reporting Policy, 31 Aug 21
(d) NAVADMIN 256/21, CCDA Guidance to Commanders, 15 Nov 21
(e) FY24 SRB Award Plan (N13 SRB 001/FY24), 3 Oct 23
(f) Executive Order 14184, Reinstating Service Members Discharged Under the Military's COVID-19 Vaccination Mandate, 27 Jan 25
(g) Office of the Under Secretary of [War] memo, Updated Guidance on Correction of Military Records for Service Members Involuntarily Separated for Refusal to Comply with Coronavirus Disease 2019 Vaccination Requirements, 1 Apr 25
(h) Secretary of [War], Providing Supplemental Remedies for Service Members and Veterans Negatively Impacted by the Department of Defense Defunct Coronavirus Disease 2019 Vaccination Mandate, 23 Apr 25
(i) Office of the Under Secretary of [War] memo, Supplemental Guidance to the Military Department Discharge Review Boards and Boards for Correction of Military/Naval Records Considering Requests from Service Members Adversely Impacted by Coronavirus Disease 2019 Vaccination Requirements, 7 May 25

Encl: (1) DD Form 149 w/attachments
(2) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting that his naval record be corrected to remove the break in service, receive back pay, change Separation Code "JKQ" and be eligible for Department of Veterans Affairs (VA) benefits to include Transition of Educational Benefits (TEB).

2. The Board, consisting of ██████████, ██████████, and ██████████ reviewed Petitioner's allegations of error and injustice on 28 April 2026 and pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, relevant portions of Petitioner's naval record, and applicable statutes, regulations, and policies.

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USN,
[REDACTED]

3. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice finds as follows:

a. On 22 January 2020, Petitioner entered active duty for 4 years with an End of Active Obligated Service (EAOS) of 21 January 2024.

b. In January 2021, Petitioner was awarded Navy Enlisted Classification (NEC) C23A.

c. Petitioner was discharged with an honorable character of service and was issued a Certificate of Release or Discharge from Active Duty (DD Form 214) for the period of 22 January 2020 to 24 February 2022 due to Misconduct-Serious Offense.

d. On 3 March 2022, Petitioner was issued official separation orders (BUPERS order: [REDACTED]), while stationed in [REDACTED], [REDACTED], [REDACTED] with an effective date of departure of February 2022. Furthermore, the following was listed: SAILOR'S HOME OF RECORD: [REDACTED], [REDACTED], US. Sailor's Place of Entry to Active Duty (PLEAD) [REDACTED], [REDACTED], US. Place Elected for Travel: [REDACTED], [REDACTED], US. SPD: DKQ. Character Of Service: Honorable. Effective Date of Separation: 24 February 2022.

e. In accordance with reference (e), FY25 Selective Retention Bonus (SRB) Award Plan (N13 SRB 001/FY25), a Zone "A" SRB with an award level of "3.5" (\$60,000 award ceiling) for the CTR/C23A, rating/NEC was listed.

f. On 13 December 2023, Naval Discharge Review Board (NDRB) discussed Applicant's Issues: "The Applicant contends their discharge is inequitable because they served honorably.

In this case, the Applicant's record shows: 1) the Applicant was involuntary separated based solely on a refusal to receive the COVID-19 vaccination; 2) the Applicant formally sought an exemption/accommodation on administrative, religious, or medical grounds; and 3) the Applicant had no other negative aspects of performance or conduct documented in their service record. Consequently, and in accordance with the Parker Memorandum, the Board determined their service meets the standards for characterization as Honorable with a narrative reason for discharge of Secretarial Authority, separation code JFF, and reenlistment code RE-1.

After a thorough review of the available evidence, to include the Applicant's issues, summary of service, record entries, and discharge process, the Board found the awarded characterization of service shall remain HONORABLE, the narrative reason for separation shall change to SECRETARIAL AUTHORITY with a corresponding separation code of JFF, and the reenlistment code shall change to RE-1. The Applicant remains eligible for a personal appearance hearing for a period of fifteen years from the date of the discharge. The Applicant is directed to the Addendum for additional information."

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USN,
[REDACTED]

g. On 29 February 2024, Secretary of the Navy Council of Review Boards notified Petitioner that “[t]he review authority has given consideration to all relevant issues raised and evidence presented and has carefully examined all available official records in connection with your application for discharge review.

The final decision is that the discharge shall remain HONORABLE, the narrative reason for separation shall change to SECRETARIAL AUTHORITY with a corresponding separation code of JFF, and the reentry code shall change to RE-1.”

h. On 12 June 2024, Petitioner was issued a Correction to DD Form 214, Certificate of Release or Discharge from Active Duty (DD Form 215) listing the following: Item 25 MILPERSMAN 1910-164. Item 26. JFF. Item 27 RE-1. Item 28 Secretarial Authority.

i. On 28 October 2024, Petitioner reenlisted for 4 years with an EAOS of 27 October 2028.

j. Navy Standard Integrated Personnel System/Electronic Service Record–listed the following: PEBD 25 September 2022. ADSD 25 September 2022. Rank-Rat/Grad/Rank Date/Rate Change Authority/TIR Date/TIS Date/Rate Change; CTRSN/E03/28 October 2024/Blank/1 November 2024/25 September 2022/Blank. CTR3/E04/25 March 2025/Other Rate-Rating Change/1 January 2025/Blank/Advancement.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of references (f), (g), (h), and (i), the Board finds the existence of an injustice warranting the following corrective action. The Board determined that on 24 February 2022, Petitioner was discharged due to Misconduct-Serious Offense due to refusing to comply with reference (b). On 28 October 2024, Petitioner reenlisted for 4 years in the pay grade of E-3. Petitioner's record currently shows a break in service. In accordance with reference (f), the Secretary of [WAR], as appropriate, shall take all necessary action permitted by law to: make reinstatement available to all members of the military (active and reserve) who were discharged solely for refusal to receive the COVID-19 vaccine and who request to be reinstated; enable those service members reinstated under this section to revert to their former rank and receive full back pay, benefits, bonus payments, or compensation. The NDRB already corrected Petitioner's DD Form 214 with the issuance of a DD Form 215 listing the narrative reason for separation as “SECRETARIAL AUTHORITY” with a corresponding separation code of JFF, and the reentry code was changed to RE-1. The Board determined that Petitioner reentered the Marine Corps prior to the release of reference (f), however he was discharged solely for refusal to receive the COVID-19 vaccine. The Board found it would be unjust to treat Petitioner differently than those who are reinstated after its release, therefore relief is warranted. Furthermore, the Board found that Petitioner was eligible for a reenlistment bonus at the time of reentry in accordance with reference (e). Finally, with the gap in his record closed, Petitioner would have completed 6 years of service on 22 January 2026, meeting the basic eligibility criteria to transfer his education benefits to eligible dependents, however Petitioner's record shows he has no dependents at this time.

Subj: REVIEW OF NAVAL RECORD ICO [REDACTED], USN,
[REDACTED]

RECOMMENDATION

That Petitioner's naval record be corrected, where appropriate, to show that:

Petitioner's discharge from the U.S. Navy effective 24 February 2022, is rescinded. Note: Petitioner's EAOS was 21 January 2024.

Petitioner executed a 10 month agreement to extend enlistment (NAVPERS 1070/621) operative on 22 January 2024 with an End of Active Service of 21 November 2024. Note: Petitioner's current reenlistment effective 28 October 2024 for 4 years is not affected. Furthermore, this change will entitle Petitioner to a Zone "A" SRB with an award level of "3.5" (\$60,000 award ceiling) for the CTR/C23A, rating/NEC. Remaining obligated service to 21 November 2024 will be deducted from SRB computation.

Petitioner's PEBD and ADBD is 22 January 2020 vice 25 September 2022.

Petitioner's CTRSN/E-3 date of rank is 16 August 2021 vice 28 October 2024. Note: Navy Personnel Command (NPC) will conduct a remedial promotion for possible correction to CTR3/E-4 date of rank and then for possible promotion to CTR2/E-5 and promote Petitioner, if applicable.

Note: NPC is directed to scrub Petitioner's naval record and remove any and all references to Petitioner's discharge, including but not necessarily limited the documents related to his discharge process for COVID-19. That any other corrections affected by the Board's recommendation be corrected.

A copy of this report of proceedings will be filed in Petitioner's naval record.

4. It is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above titled matter.

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)), and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of the reference, has been approved by the Board on behalf of the Secretary of the Navy.

5/6/2026

